IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 13216 of 2005

Between:

M/s Sreeram Ammani Viswanadham and Namburi Venkata Janardhan Rao Educational academy (Regd.No. 245/97), Rep. by its Secretary, Sreeram Subba Rao Having Registered Office at Ramalayam Street Jagaiahpeta, Krishna District AP

..... PETITIONER

AND

The Andhra Pradesh State Council of Higher Education (APSCHE), a Statutory Body of the Government of AP, Masab Tank, Saifabad, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus by declaring the action of the respondent herein in not granting permission to the petitioner to start Private Degree College(Unaided) at Jagaiahpeta for the academic year 2005-06 pursuant to the application No.5101 as arbitrary, illegal, void abinitio besides violative of Article 14 of constitution of India besides violative of Principles of natural justice and consequentially direct the respondent herein to grant permission to the petitioner to start Private College (Unaided) Jagaiahpeta for the academic year 2005-06 as per the notification in application No.5101 forthwith.

Counsel for the Petitioner: MR.Y.RAMA RAO

Counsel for the Respondent: MR.C.SUDESH ANAND(SC FOR APSCHE)

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the respondent in not passing appropriate orders granting permission for establishing Private Unaided Degree College for the academic year 2005-06.

According to the petitioner, the respondent issued notification calling for applications for establishing Private Unaided Degree Colleges for the academic year 2005-06. In pursuance of the said notification, the petitioner made its application. It is stated that a joint inspection was also undertaken by the respondent-authorities. It is further stated that when a notice was issued with reference to certain deficiencies, even those deficiencies have already been rectified. However, no order has been passed so far. Therefore, the petitioner has come up with the present writ petition seeking appropriate directions to the respondent.

The learned Standing Counsel appearing for the respondent, which is the competent authority for grant of permission for establishing Private Unaided Degree Colleges, represented that the matter is under consideration and the respondent would pass appropriate orders within a period of one week.

In view of the said representation, the writ petition is disposed of directing the respondent to pass appropriate orders on merits considering the application of

the petitioner within a period of one week. No costs.

21.06.2005

Note: Issue CC in two days.

(b/o)

VGB

To

1. The Andhra Pradesh State Council of Higher Education (A.P.S.C.H.E.), (a Statutory Body of the Government of AP), Masab Tank, Saifabad, Hyderabad.

2. 2CD copies.